

## STATE OF MINNESOTA

## EIGHTY-FIRST SESSION — 1999

## SEVENTH DAY

SAINT PAUL, MINNESOTA, MONDAY, JANUARY 25, 1999

The House of Representatives convened at 2:30 p.m. and was called to order by Steve Sviggum, Speaker of the House.

Prayer was offered by Representative Gary W. Kubly, District 15B, Granite Falls, Minnesota.

The members of the House gave the pledge of allegiance to the flag of the United States of America.

The roll was called and the following members were present:

Abeler	Entenza	Huntley	Mares	Paymar	Tingelstad
Abrams	Erhardt	Jaros	Mariani	Pelowski	Tomassoni
Anderson, I.	Erickson	Jennings	Marko	Peterson	Trimble
Bakk	Finseth	Johnson	McCollum	Pugh	Tuma
Biernat	Folliard	Juhnke	McElroy	Rest	Tunheim
Bishop	Fuller	Kahn	McGuire	Reuter	Van Dellen
Boudreau	Gerlach	Kalis	Milbert	Rhodes	Vandever
Bradley	Gleason	Kelliher	Molnau	Rifenberg	Wagenius
Broecker	Goodno	Kielkucki	Mulder	Rostberg	Wejman
Buesgens	Gray	Knoblach	Mullery	Rukavina	Wenzel
Carlson	Greenfield	Koskinen	Munger	Schumacher	Westerberg
Carruthers	Greiling	Krinkie	Murphy	Seagren	Westfall
Cassell	Gunther	Kubly	Ness	Seifert, J.	Westrom
Chaudhary	Haake	Kuisle	Nornes	Seifert, M.	Wilkin
Clark, J.	Haas	Larsen, P.	Olson	Skoe	Winter
Clark, K.	Hackbarth	Larson, D.	Opatz	Skoglund	Wolf
Daggett	Harder	Leighton	Orfield	Smith	Workman
Davids	Hasskamp	Lenczewski	Osskopp	Solberg	Spk. Sviggum
Dawkins	Hausman	Leppik	Osthoff	Stanek	
Dehler	Hilty	Lieder	Otremba	Stang	
Dempsey	Holberg	Lindner	Ozment	Storm	
Dorman	Holsten	Luther	Paulsen	Swenson	
Dorn	Howes	Mahoney	Pawlenty	Sykora	

A quorum was present.

Anderson, B., was excused.

The Chief Clerk proceeded to read the Journal of the preceding day. Storm moved that further reading of the Journal be suspended and that the Journal be approved as corrected by the Chief Clerk. The motion prevailed.

**REPORTS OF STANDING COMMITTEES**

Rhodes from the Committee on Governmental Operations and Veterans Affairs Policy reported on the following appointment which had been referred to the committee by the Speaker:

**CAMPAIGN FINANCE AND PUBLIC DISCLOSURE BOARD****THOMAS HEFFELFINGER**

Reported the same back with the recommendation that the appointment be confirmed.

Rhodes moved that the report of the Committee on Governmental Operations and Veterans Affairs Policy relating to the appointment of Thomas Heffelfinger to the Campaign Finance and Public Disclosure Board be adopted. The motion prevailed and the report was adopted.

**CONFIRMATION**

Rhodes moved that the House, having advised, do now consent to and confirm the appointment of Thomas Heffelfinger, 11145 Bluestem Lane, Eden Prairie, Minnesota 55345, in the county of Hennepin, effective September 12, 1998, for a term expiring January 2000. The motion prevailed and the appointment of Thomas Heffelfinger was confirmed by the House.

Rhodes from the Committee on Governmental Operations and Veterans Affairs Policy reported on the following appointment which had been referred to the committee by the Speaker:

**CAMPAIGN FINANCE AND PUBLIC DISCLOSURE BOARD****WILBUR FLUEGEL**

Reported the same back with the recommendation that the appointment be confirmed.

Rhodes moved that the report of the Committee on Governmental Operations and Veterans Affairs Policy relating to the appointment of Wilbur Fluegel to the Campaign Finance and Public Disclosure Board be adopted. The motion prevailed and the report was adopted.

**CONFIRMATION**

Rhodes moved that the House, having advised, do now consent to and confirm the appointment of Wilbur Fluegel, 14060 - 92nd Place North, Maple Grove, Minnesota 55369, in the county of Hennepin, effective June 16, 1998, for a term expiring January 2001. The motion prevailed and the appointment of Wilbur Fluegel was confirmed by the House.

Rhodes from the Committee on Governmental Operations and Veterans Affairs Policy reported on the following appointment which had been referred to the committee by the Speaker:

## CAMPAIGN FINANCE AND PUBLIC DISCLOSURE BOARD

## NANCY G. WILSON

Reported the same back with the recommendation that the appointment be confirmed.

Rhodes moved that the report of the Committee on Governmental Operations and Veterans Affairs Policy relating to the appointment of Nancy G. Wilson to the Campaign Finance and Public Disclosure Board be adopted. The motion prevailed and the report was adopted.

## CONFIRMATION

Rhodes moved that the House, having advised, do now consent to and confirm the appointment of Nancy G. Wilson, 5505 Sanibel Drive, Minnetonka, Minnesota 55343, in the county of Hennepin, effective April 28, 1998, for a term expiring January 2002. The motion prevailed and the appointment of Nancy G. Wilson was confirmed by the House.

Rhodes from the Committee on Governmental Operations and Veterans Affairs Policy to which was referred:

H. F. No. 9, A bill for an act relating to the legislature; prohibiting former legislators from lobbying the legislature for one year after leaving office; proposing coding for new law in Minnesota Statutes, chapter 10A.

Reported the same back with the following amendments:

Page 1, line 9, delete "calendar"

With the recommendation that when so amended the bill pass.

The report was adopted.

Finseth from the Committee on Agriculture Policy to which was referred:

H. F. No. 105, A resolution memorializing the United States Congress to design and implement timely financial relief for livestock and commodity grain farmers.

Reported the same back with the recommendation that the bill pass and be re-referred to the Committee on Rules and Legislative Administration.

The report was adopted.

Finseth from the Committee on Agriculture Policy to which was referred:

H. F. No. 151, A resolution memorializing the Clinton Administration and the United States Congress to cooperate in forming a federal effort to alleviate the crisis confronting livestock farmers and commodity grain farmers arising from a bottleneck between hog and cattle producers and their consumers, from imbalances in the grain market, and from concentrations of economic resources in the food marketing and distribution system.

Reported the same back with the recommendation that the bill pass and be re-referred to the Committee on Rules and Legislative Administration.

The report was adopted.

Krinkie from the Committee on State Government Finance to which was referred:

H. F. No. 184, A bill for an act relating to appropriations; canceling the appropriation for a United Nations trade point.

Reported the same back with the following amendments:

Page 1, line 9, before the period, insert "and returned to the general fund"

Page 1, after line 9, insert:

"Sec. 2. [REPORT.]

The commissioner of finance shall report to the chairs of the house state government finance committee and the senate governmental operations budget division by March 1, 1999, on expenditure of funds appropriated in 1997 for a trade point network and for operation of a secure electronic authentication link laboratory. The report must list each entity that received funds under one of these appropriations, and must describe the specific purposes for which funds were made available to each entity.

Sec. 3. [EFFECTIVE DATE.]

Sections 1 and 2 are effective the day following final enactment, and are retroactive to January 5, 1999."

Amend the title as follows:

Page 1, line 3, after "point" insert "; requiring a report to the legislature"

With the recommendation that when so amended the bill pass and be re-referred to the Committee on Ways and Means.

The report was adopted.

Knoblach from the Committee on Capital Investment to which was referred:

H. F. No. 209, A bill for an act relating to public administration; converting capital project financing from general fund cash to general obligation bonding; authorizing spending for public purposes; authorizing spending to acquire and to better public land and buildings and other public improvements of a capital nature with certain conditions; authorizing state bonds; restoring certain money to the general fund; appropriating money; amending Laws 1998, chapters 389, article 9, section 2, as amended; and 404, section 27, subdivision 1.

Reported the same back with the following amendments:

Page 7, delete lines 13 to 19 and insert:

"Sec. 16. [CANCELLATION TO GENERAL FUND.]

(a) Money appropriated from the general fund and allocated as described in paragraph (b) for the projects and in the amounts identified in sections 2 to 10, is canceled to the general fund.

(b) Money is allocated as described in this paragraph if the allocation was made under Laws 1998, chapter 389, article 9, section 2, as amended by Laws 1998, chapter 408, section 22, before the amendment in section 14 takes effect."

Amend the title as follows:

Page 1, line 8, delete "restoring" and insert "canceling"

With the recommendation that when so amended the bill be re-referred to the Committee on Ways and Means without further recommendation.

The report was adopted.

## **SECOND READING OF HOUSE BILLS**

H. F. No. 9 was read for the second time.

## **INTRODUCTION AND FIRST READING OF HOUSE BILLS**

The following House Files were introduced:

Murphy; Stanek; Larsen, P.; Smith and Skoglund introduced:

H. F. No. 245, A bill for an act relating to underage drinking; increasing penalties for a person, other than a retailer, to furnish alcoholic beverages to a person under the age of 21 if the underage person causes or suffers death or great bodily harm as a result of intoxication; amending Minnesota Statutes 1998, section 340A.701, subdivision 1.

The bill was read for the first time and referred to the Committee on Crime Prevention.

Kahn; Greenfield; Huntley; Clark, K., and Gray introduced:

H. F. No. 246, A bill for an act relating to crime; repealing laws criminalizing sexual conduct between or involving consenting adults; making conforming changes to other laws; amending Minnesota Statutes 1998, sections 260.015, subdivision 21; 609.131, subdivision 2; 609.153, subdivision 1; 609.322, subdivision 1a; 609.3241; and 609.3242, subdivision 2; repealing Minnesota Statutes 1998, sections 609.293; 609.294; 609.324, subdivisions 2, 3, and 4; 609.34; and 609.36.

The bill was read for the first time and referred to the Committee on Crime Prevention.

Entenza, Biernat, Mares, Seagren and Buesgens introduced:

H. F. No. 247, A bill for an act relating to education; authorizing grants for the collaborative urban educator program; appropriating money.

The bill was read for the first time and referred to the Committee on K-12 Education Finance.

Hasskamp, Howes and Davids introduced:

H. F. No. 248, A bill for an act relating to financial institutions; permitting location of a branch bank in the town of Crooked Lake under certain conditions.

The bill was read for the first time and referred to the Committee on Commerce.

Sviggum introduced:

H. F. No. 249, A bill for an act relating to state government; modifying provisions relating to appointment of members of the iron range resources and rehabilitation board; amending Minnesota Statutes 1998, section 298.22, subdivision 2.

The bill was read for the first time and referred to the Committee on Governmental Operations and Veterans Affairs Policy.

Abrams, Bishop, Van Dellen, Haas and Otremba introduced:

H. F. No. 250, A bill for an act relating to health; repealing MinnesotaCare provider tax; amending Minnesota Statutes 1998, sections 62J.041, subdivision 1; 62Q.095, subdivision 6; 214.16, subdivisions 2 and 3; 270B.01, subdivision 8; and 270B.14, subdivision 1; repealing Minnesota Statutes 1998, sections 13.99, subdivision 86b; 144.1484, subdivision 2; 295.50; 295.51; 295.52; 295.53; 295.54; 295.55; 295.56; 295.57; 295.58; 295.582; and 295.59.

The bill was read for the first time and referred to the Committee on Taxes.

Rifenberg, Davids, Juhnke, Wenzel and Harder introduced:

H. F. No. 251, A bill for an act relating to taxation; exempting agricultural loans from the mortgage registry tax; amending Minnesota Statutes 1998, section 287.04, by adding a subdivision.

The bill was read for the first time and referred to the Committee on Taxes.

Westfall, Daggett, Nornes and Finseth introduced:

H. F. No. 252, A bill for an act relating to taxation; reducing the sales and use tax rate and the sales tax on motor vehicle rate for a period of one year; amending Minnesota Statutes 1998, section 297A.02, subdivision 1.

The bill was read for the first time and referred to the Committee on Taxes.

Westfall; Anderson, B.; Finseth and Kuisle introduced:

H. F. No. 253, A bill for an act relating to natural resources; creating a board of natural resources; transferring certain powers and duties of the commissioner to board of natural resources; amending Minnesota Statutes 1998, sections 84.027, subdivision 2; 84.029, subdivision 2; 84.03; 84.033; 84.035, subdivisions 8 and 10; 84.0895, subdivisions 3 and 7; 84.45; 84.80, subdivision 1; 84.86, subdivision 1; 84.942, subdivisions 2 and 3; 84.944; 84A.55, subdivisions 9 and 11; 84A.56; 85.052, subdivision 1; 86B.205, subdivision 9; 88.09; 89.002; 89.01, subdivision 2; 89.032; 89.19; 90.041, subdivision 2; 92.06, subdivision 4; 92.35; 92.45; 93.47, subdivisions 2 and 3; 97A.055, subdivision 4a; 97A.101, subdivision 2; 97A.141, subdivision 4; 97A.145; 97C.205; 97C.211, subdivision 2; 103B.511, subdivision 1; 103B.531, subdivision 3; 103F.155; 103F.221, subdivision 2; 103F.325, subdivision 4; 103F.335, subdivisions 1 and 2; 103F.601, subdivision 1; 103G.121, subdivision 2; 103G.315, subdivisions 3 and 5; proposing coding for new law in Minnesota Statutes, chapter 84.

The bill was read for the first time and referred to the Committee on Environment and Natural Resources Policy.

Hasskamp and Wenzel introduced:

H. F. No. 254, A bill for an act relating to taxation; reducing the general rate of the sales and use tax and the sales tax on motor vehicles; exempting sales to political subdivisions of a state; reducing income tax rates; amending Minnesota Statutes 1998, sections 290.06, subdivisions 2c and 2d; 290.091, subdivisions 1, 2, and 6; 297A.02, subdivision 1; 297A.25, subdivision 11; and 297A.47.

The bill was read for the first time and referred to the Committee on Taxes.

Erickson introduced:

H. F. No. 255, A bill for an act relating to game and fish; modifying dates for removing fish or dark houses; amending Minnesota Statutes 1998, section 97C.355, subdivision 7.

The bill was read for the first time and referred to the Committee on Environment and Natural Resources Policy.

Kahn, Smith, Ozment, Rhodes and Mares introduced:

H. F. No. 256, A bill for an act relating to retirement; modifying provisions relating to the Minneapolis firefighters relief association.

The bill was read for the first time and referred to the Committee on Governmental Operations and Veterans Affairs Policy.

Howes, Wenzel, Fuller and Hasskamp introduced:

H. F. No. 257, A bill for an act relating to natural resources; appropriating money for the Mississippi headwaters board.

The bill was read for the first time and referred to the Committee on Environment and Natural Resources Finance.

Munger, Huntley, Jaros and Murphy introduced:

H. F. No. 258, A bill for an act relating to the Western Lake Superior sanitary district; modifying board members' compensation; amending Minnesota Statutes 1998, section 458D.03, subdivision 9.

The bill was read for the first time and referred to the Committee on Environment and Natural Resources Policy.

Munger, Huntley, Jaros and Murphy introduced:

H. F. No. 259, A bill for an act relating to appropriations; appropriating money for an environmental study at a cement plant site in the city of Duluth.

The bill was read for the first time and referred to the Committee on Environment and Natural Resources Finance.

Kielkucki, Ness, Cassell, Molnau and Dehler introduced:

H. F. No. 260, A bill for an act relating to education funding; clarifying the date necessary to calculate the reorganization operating debt levy for independent school district No. 2687, Howard Lake-Waverly-Winsted.

The bill was read for the first time and referred to the Committee on K-12 Education Finance.

Entenza; Stanek; Larsen, P.; Mahoney and Broecker introduced:

H. F. No. 261, A bill for an act relating to underage drinking; increasing penalties for a person, other than a retailer, to furnish alcoholic beverages to a person under the age of 21 if the underage person causes or suffers death or great bodily harm as a result of intoxication; amending Minnesota Statutes 1998, section 340A.701, subdivision 1.

The bill was read for the first time and referred to the Committee on Crime Prevention.

Entenza; Stanek; Larsen, P.; Chaudhary and Broecker introduced:

H. F. No. 262, A bill for an act relating to crime prevention; eliminating requirement to hold DWI-related vehicle forfeiture proceeding at same time as implied consent hearing; amending Minnesota Statutes 1998, section 169.1217, subdivision 7a.

The bill was read for the first time and referred to the Committee on Crime Prevention.

Gerlach, Pugh, Stanek, Fuller and Westerberg introduced:

H. F. No. 263, A bill for an act relating to crime; imposing criminal penalties for manufacturing, distributing, selling, or possessing counterfeited intellectual property; providing for forfeiture of these items; amending Minnesota Statutes 1998, sections 609.531, subdivision 1; and 609.902, subdivision 4; proposing coding for new law in Minnesota Statutes, chapter 609.

The bill was read for the first time and referred to the Committee on Crime Prevention.

Stanek and Lindner introduced:

H. F. No. 264, A bill for an act relating to highways; requiring commissioner of transportation to expand capacity on a segment of marked interstate highway No. I-94.

The bill was read for the first time and referred to the Committee on Transportation Policy.

Daggett introduced:

H. F. No. 265, A bill for an act relating to individual income taxation; allowing the deduction for wagering losses in computing alternative minimum tax; amending Minnesota Statutes 1998, section 290.091, subdivision 2.

The bill was read for the first time and referred to the Committee on Taxes.

Kahn, Greenfield, Rukavina, Jaros, Krinkie, Solberg, Osskopp, Dehler, Jennings, Dawkins and Kelliher introduced:

H. F. No. 266, A bill for an act relating to alcoholic beverages; regulating hours of sale; amending Minnesota Statutes 1998, sections 340A.504, subdivisions 1, 2, 3, 5, and 6; and 340A.509.

The bill was read for the first time and referred to the Committee on Commerce.

Westerberg; Knoblach; Harder; Anderson, I.; Vandever; Kielkucki; Daggett; Broecker; Haas; Kuisle; Clark, J., and Storm introduced:

H. F. No. 267, A bill for an act relating to taxation; income; modifying the tax brackets and the alternative minimum tax exemption amount to reduce marriage penalties; amending Minnesota Statutes 1998, sections 290.06, subdivisions 2c and 2d; and 290.091, subdivision 3.

The bill was read for the first time and referred to the Committee on Taxes.

Ness, Biernat, Mares, Seagren, Johnson, Rostberg, Cassell, Abeler, Erickson, Entenza, Carlson and Kielkucki introduced:

H. F. No. 268, A bill for an act relating to education; reinstating funding for summer school; appropriating money; amending Minnesota Statutes 1998, section 126C.05, by adding a subdivision.

The bill was read for the first time and referred to the Committee on K-12 Education Finance.

Ness; Storm; Kalis; Mares; Erickson; Cassell; Mulder; Rostberg; Seifert, M.; Clark, J.; Harder; Tuma; Swenson; Kielkucki; Daggett; Dehler; Westfall and Anderson, B., introduced:

H. F. No. 269, A bill for an act relating to education funding; creating an equity aid component of general education revenue; appropriating money; amending Minnesota Statutes 1998, section 126C.10, subdivision 1, and by adding a subdivision.

The bill was read for the first time and referred to the Committee on K-12 Education Finance.

Osskopp; Davids and Anderson, I., introduced:

H. F. No. 270, A bill for an act relating to insurance; prohibiting a maximum lifetime benefit limit on certain policies of the Minnesota comprehensive health insurance plan; amending Minnesota Statutes 1998, section 62E.12.

The bill was read for the first time and referred to the Committee on Commerce.

Abrams and Rest introduced:

H. F. No. 271, A bill for an act relating to taxation; income tax; providing for an income tax rebate in 1999; appropriating money.

The bill was read for the first time and referred to the Committee on Taxes.

Abrams, Pelowski and Rhodes introduced:

H. F. No. 272, A bill for an act relating to elections; defining certain terms; changing the name of the state partisan primary to the state party nominating election; requiring candidates to demonstrate party support before being listed on a party's ballot; moving the state party nominating election and primary from September to June; changing certain procedures, terms, and deadlines; amending Minnesota Statutes 1998, sections 10A.255, subdivisions 1 and 3; 10A.31, subdivision 6; 10A.321; 10A.322, subdivision 1; 10A.323; 200.02, by adding a subdivision; 202A.14, subdivision 1; 204B.08, subdivisions 1 and 2; 204B.09, subdivision 1; 204B.10, subdivisions 2, 3, and 4; 204B.11, subdivision 2; 204B.12, subdivision 1; 204B.33; 204D.03, subdivision 1; and 204D.08, subdivision 4; proposing coding for new law in Minnesota Statutes, chapter 204B.

The bill was read for the first time and referred to the Committee on Governmental Operations and Veterans Affairs Policy.

Munger, Smith, Jaros, Huntley and Murphy introduced:

H. F. No. 273, A bill for an act relating to taxation; clarifying the sales and use tax exemption for biosolids processing equipment; amending Minnesota Statutes 1998, section 297A.25, subdivision 73.

The bill was read for the first time and referred to the Committee on Taxes.

Hasskamp; Seifert, M., and Wenzel introduced:

H. F. No. 274, A bill for an act relating to education; allowing a grant applicant to appeal the commissioner's finding that the applicant has failed to meet grant criteria; amending Minnesota Statutes 1998, section 127A.05, by adding a subdivision.

The bill was read for the first time and referred to the Committee on Education Policy.

Stang introduced:

H. F. No. 275, A bill for an act relating to state lands; authorizing public sale of certain tax-forfeited land that borders public water in Stearns county.

The bill was read for the first time and referred to the Committee on Environment and Natural Resources Policy.

Leighton introduced:

H. F. No. 276, A bill for an act relating to state lands; authorizing the public sale of certain tax-forfeited land that borders public water in Mower county.

The bill was read for the first time and referred to the Committee on Environment and Natural Resources Policy.

Jaros introduced:

H. F. No. 277, A bill for an act relating to taxation; sales and use; exempting sales to political subdivisions of a state; amending Minnesota Statutes 1998, sections 297A.25, subdivision 11; and 297A.47.

The bill was read for the first time and referred to the Committee on Taxes.

Entenza; Stanek; Broecker; Larsen, P., and Skoe introduced:

H. F. No. 278, A bill for an act relating to crimes; providing a felony penalty for certain repeat violators of the driving while impaired laws; requiring that felony violators be incarcerated in local correctional facilities; providing mandatory minimum penalties for these felony violations; repealing statutory references to enhanced gross misdemeanor crimes; amending Minnesota Statutes 1998, sections 169.121, subdivisions 3 and 3e; 169.129, subdivision 2; 244.20; 388.051, subdivision 1; 609.02, subdivision 2; 609.105, subdivision 3; and 609.135, subdivision 2; repealing Minnesota Statutes 1998, section 609.02, subdivision 2a.

The bill was read for the first time and referred to the Committee on Crime Prevention.

Westfall; Rhodes; Anderson, B., and Gleason introduced:

H. F. No. 279, A bill for an act relating to veterans; changing the Veterans Preference Act; amending Minnesota Statutes 1998, section 197.46.

The bill was read for the first time and referred to the Committee on Governmental Operations and Veterans Affairs Policy.

Schumacher and Anderson, B., introduced:

H. F. No. 280, A bill for an act relating to state lands; authorizing conveyance of certain tax-forfeited land that borders public water in Sherburne county.

The bill was read for the first time and referred to the Committee on Environment and Natural Resources Policy.

Leppik; Greiling; Rifenberg; Carruthers; Rhodes; Seifert, M.; Dehler and Kahn introduced:

H. F. No. 281, A bill for an act relating to state government; requiring the legislative coordinating commission to appoint a bicameral group to review administrative rules; specifying certain duties of the group; amending Minnesota Statutes 1998, sections 3.841; and 3.842, subdivisions 1, 2, and 3.

The bill was read for the first time and referred to the Committee on Governmental Operations and Veterans Affairs Policy.

Greiling, Schumacher, Mares, Abeler and Entenza introduced:

H. F. No. 282, A bill for an act relating to education; authorizing program grants for gifted and talented students; appropriating money.

The bill was read for the first time and referred to the Committee on Education Policy.

Anderson, B.; Olson; Schumacher; Hackbarth; Lindner; Tingelstad; Dehler and Kielkucki introduced:

H. F. No. 283, A bill for an act relating to education; providing for a certain debt service levy rate for independent school district No. 728, Elk River.

The bill was read for the first time and referred to the Committee on K-12 Education Finance.

Winter, Peterson, Wenzel, Kubly, Juhnke, Skoe, Chaudhary, Opatz, Otremba, Leighton, Pugh, Hasskamp, Tunheim, Solberg, Dorn, Jennings, Lieder and Hilty introduced:

H. F. No. 284, A bill for an act relating to agriculture; providing for a farm and small business loan guarantee program; appropriating money.

The bill was read for the first time and referred to the Committee on Agriculture Policy.

Haake, Krinkie, Broecker and Chaudhary introduced:

H. F. No. 285, A bill for an act relating to state lands; authorizing conveyance of certain tax-forfeited land in Ramsey county.

The bill was read for the first time and referred to the Committee on Environment and Natural Resources Policy.

Cassell, Nornes, Westrom and Otremba introduced:

H. F. No. 286, A bill for an act relating to state lands; authorizing public sale of certain tax-forfeited land that borders public water in Douglas county.

The bill was read for the first time and referred to the Committee on Environment and Natural Resources Policy.

Sviggum introduced:

H. F. No. 287, A bill for an act proposing an amendment to the Minnesota Constitution; providing for a unicameral legislature; changing article IV; article VIII, sections 1 and 6; article IX, sections 1 and 2; and article XI, section 5; providing by statute for a legislature of 99 members; amending Minnesota Statutes 1998, sections 2.021; and 2.031, subdivision 1.

The bill was read for the first time and referred to the Committee on Governmental Operations and Veterans Affairs Policy.

Rostberg, Wenzel, Hackbarth, Tingelstad and Ozment introduced:

H. F. No. 288, A bill for an act relating to appropriations; appropriating money to the Minnesota pollution control agency for equipment purchase and distribution, planning, and response training relating to emergency spill response on the Mississippi river.

The bill was read for the first time and referred to the Committee on Environment and Natural Resources Policy.

Rest; Pugh; Winter; McCollum; Hilty; Gray; Dawkins; Folliard; Dorn; Jaros; Peterson; Carlson; Huntley; Kubly; Otremba; Entenza; Larson, D.; Mahoney; Lenczewski; Koskinen and Clark, K., introduced:

H. F. No. 289, A bill for an act relating to public administration; providing a sales tax rebate; providing a permanent procedure for tax rebates; providing for deposit of tobacco settlement proceeds; abolishing certain accounts; converting capital project financing from general fund cash to general obligation bonding; authorizing spending for public purposes; authorizing spending to acquire and to better public land and buildings and other public improvements of a capital nature with certain conditions; authorizing state bonds; appropriating money; amending Laws 1998, chapter 404, section 27, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 16A; repealing Minnesota Statutes 1998, sections 16A.152, subdivision 2; and 16A.1521.

The bill was read for the first time and referred to the Committee on Taxes.

Anderson, I.; Tomassoni and Wenzel introduced:

H. F. No. 290, A bill for an act relating to education; enhancing Minnesota's elementary and secondary school system by providing all school district operating funds through state aids; amending Minnesota Statutes 1998, sections 122A.62, subdivision 3; 123A.39, subdivision 3; 123A.41, subdivision 4; 123A.444; 123A.485,

subdivisions 1 and 3; 123A.67, subdivision 3; 123A.73, subdivisions 9 and 12; 123A.76; 123B.53, subdivisions 4 and 5; 123B.54; 123B.57, subdivisions 1, 3, and 5; 123B.59, subdivisions 1, 2, 4, 6, and 7; 123B.61; 123B.62; 123B.64, subdivision 2; 124D.135, subdivisions 1 and 6; 124D.20, subdivision 1; 124D.22, subdivision 2; 124D.56, subdivision 1; 124D.86, subdivision 5; 126C.13, subdivisions 1, 2, 3, and 4; 126C.14; 126C.40, subdivision 4; 126C.41, subdivisions 1, 3, and 4; 126C.42, subdivisions 1, 2, 3, and 4; 126C.43, subdivisions 1, 2, 3, 4, 5, and 6; 126C.44; and 126C.45; proposing coding for new law in Minnesota Statutes, chapter 127A; repealing Minnesota Statutes 1998, sections 123B.57, subdivisions 6 and 7; 123B.59, subdivision 5; 123B.64, subdivisions 3 and 4; 124D.135, subdivisions 3 and 4; 124D.20, subdivisions 5, 6, and 7; 124D.56, subdivisions 2 and 3; 124D.86, subdivision 4; 126C.10, subdivisions 10, 11, 21, and 22; and 126C.17, subdivisions 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, and 12.

The bill was read for the first time and referred to the Committee on Education Policy.

Folliard introduced:

H. F. No. 291, A bill for an act relating to retirement; authorizing purchase of prior service credit in the teachers retirement association.

The bill was read for the first time and referred to the Committee on Governmental Operations and Veterans Affairs Policy.

Wenzel and Hasskamp introduced:

H. F. No. 292, A bill for an act relating to taxation; property; providing for the assessment of certain platted property; amending Minnesota Statutes 1998, section 273.11, subdivision 14, and by adding a subdivision.

The bill was read for the first time and referred to the Committee on Taxes.

Daggett, Dempsey, Lenczewski, Marko and Larsen, P., introduced:

H. F. No. 293, A bill for an act relating to fees; reducing notary commission recording fees; amending Minnesota Statutes 1998, section 357.021, subdivision 2.

The bill was read for the first time and referred to the Committee on Civil Law.

Broecker, Paymar, Entenza, Holberg and Larsen, P., introduced:

H. F. No. 294, A bill for an act relating to disasters; providing for aid to political subdivisions for certain extraordinary disaster expenses; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 12.

The bill was read for the first time and referred to the Committee on Local Government and Metropolitan Affairs.

Winter; Murphy; Tomassoni; Anderson, I.; Kalis; Kubly; Peterson; Juhnke; Mahoney; Schumacher; Folliard; Otremba; Gleason; Rest; Wejcman; Hasskamp; McGuire; Opatz; Wenzel; Solberg; Tunheim; Dawkins; Dorn; Jennings; Lieder; Munger; Gray; Orfield; Carlson; Hausman; Carruthers; Luther; Skoglund and Paymar introduced:

H. F. No. 295, A bill for an act relating to public safety; establishing the board of firefighter training and education; establishing a firefighter training reimbursement program; authorizing rulemaking; appropriating money; proposing coding for new law as Minnesota Statutes, chapter 299N.

The bill was read for the first time and referred to the Committee on Crime Prevention.

### CONSENT CALENDAR

H. F. No. 139, A bill for an act relating to the campaign finance and public disclosure board; specifying member qualifications; amending Minnesota Statutes 1998, section 10A.02, subdivision 1.

The bill was read for the third time and placed upon its final passage.

The question was taken on the passage of the bill and the roll was called. There were 131 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abeler	Dorn	Holsten	Lindner	Paulsen	Storm
Abrams	Entenza	Howes	Luther	Pawlenty	Swenson
Anderson, I.	Erhardt	Huntley	Mahoney	Paymar	Sykora
Bakk	Erickson	Jaros	Mares	Pelowski	Tingelstad
Biernat	Finseth	Jennings	Mariani	Peterson	Tomassoni
Bishop	Folliard	Johnson	Marko	Pugh	Trimble
Boudreau	Fuller	Juhnke	McCollum	Rest	Tuma
Bradley	Gerlach	Kahn	McElroy	Reuter	Tunheim
Broecker	Gleason	Kalis	McGuire	Rhodes	Van Dellen
Buesgens	Goodno	Kelliher	Milbert	Rifenberg	Vandever
Carlson	Gray	Kielkucki	Molnau	Rostberg	Wagenius
Carruthers	Greenfield	Knoblach	Mulder	Rukavina	Wejcman
Cassell	Greiling	Koskinen	Mullery	Schumacher	Wenzel
Chaudhary	Gunther	Krinkie	Munger	Seagren	Westerberg
Clark, J.	Haake	Kubly	Ness	Seifert, J.	Westfall
Clark, K.	Haas	Kuisle	Nornes	Seifert, M.	Westrom
Daggett	Hackbarth	Larsen, P.	Olson	Skoe	Wilkin
Davids	Harder	Larson, D.	Opatz	Skoglund	Winter
Dawkins	Hasskamp	Leighton	Orfield	Smith	Wolf
Dehler	Hausman	Lenczewski	Osskopp	Solberg	Workman
Dempsey	Hilty	Leppik	Otremba	Stanek	Spk. Sviggum
Dorman	Holberg	Lieder	Ozment	Stang	

The bill was passed and its title agreed to.

### REPORT FROM THE COMMITTEE ON RULES AND LEGISLATIVE ADMINISTRATION

Pawlenty from the Committee on Rules and Legislative Administration, pursuant to rule 1.21, designated the following bill to be placed on the Calendar for the Day for Monday, January 25, 1999:

H. F. No. 133.

### CALENDAR FOR THE DAY

H. F. No. 133 was reported to the House.

Kahn; Orfield; Gray; Clark, K., and Greenfield moved to amend H. F. No. 133 as follows:

Page 1, after line 5, insert:

"Section 1. Minnesota Statutes 1998, section 415.16, subdivision 3, is amended to read:

Subd. 3. [VOLUNTEER OR NONPROFIT FIREFIGHTERS.] Notwithstanding subdivision 1, a statutory or home rule charter city or county may impose a reasonable residency requirement on persons employed as ~~volunteers or as members of a nonprofit firefighting corporation~~ firefighters, whether or not volunteer, or police, if there is a demonstrated, job-related necessity. The residency requirement must be related to response time and established without regard to political subdivision boundaries."

Renumber the sections in sequence and correct internal references

Amend the title accordingly

A roll call was requested and properly seconded.

The question was taken on the Kahn et al amendment and the roll was called. There were 37 yeas and 96 nays as follows:

Those who voted in the affirmative were:

Anderson, I.	Greenfield	Kalis	Munger	Skoe	Wejzman
Bakk	Hausman	Kelliher	Orfield	Skoglund	Winter
Biernat	Hilty	Lieder	Osthoff	Solberg	
Clark, K.	Jaros	Mahoney	Paymar	Tomassoni	
Dawkins	Johnson	Mariani	Peterson	Trimble	
Dorn	Juhnke	McCollum	Pugh	Tunheim	
Gray	Kahn	Mullery	Rukavina	Wagenius	

Those who voted in the negative were:

Abeler	Dorman	Hasskamp	Leppik	Otremba	Stang
Abrams	Entenza	Holberg	Lindner	Ozment	Storm
Bishop	Erhardt	Holsten	Luther	Paulsen	Swenson
Boudreau	Erickson	Howes	Mares	Pawlenty	Sykora
Bradley	Finseth	Huntley	Marko	Pelowski	Tingelstad
Broecker	Folliard	Jennings	McElroy	Rest	Tuma
Buesgens	Fuller	Kielkucki	McGuire	Reuter	Van Dellen
Carlson	Gerlach	Knoblach	Milbert	Rhodes	Vandever
Carruthers	Gleason	Koskinen	Molnau	Rifenberg	Wenzel
Cassell	Goodno	Krinkie	Mulder	Rostberg	Westerberg
Chaudhary	Greiling	Kubly	Murphy	Schumacher	Westfall
Clark, J.	Gunther	Kuisle	Ness	Seagren	Westrom
Daggett	Haake	Larsen, P.	Nornes	Seifert, J.	Wilkin
Dauids	Haas	Larson, D.	Olson	Seifert, M.	Wolf
Dehler	Hackbarth	Leighton	Opatz	Smith	Workman
Dempsey	Harder	Lenczewski	Osskopp	Stanek	Spk. Sviggum

The motion did not prevail and the amendment was not adopted.

Trimble moved to amend H. F. No. 133 as follows:

Page 1, line 7, delete "AND SAINT PAUL"

Page 1, line 8, delete everything after "260" and insert ", is"

Amend the title accordingly

A roll call was requested and properly seconded.

The Speaker called Boudreau to the Chair.

Kubly was excused for the remainder of today's session.

The Speaker resumed the Chair.

The question recurred on the Trimble amendment and the roll was called. There were 47 yeas and 85 nays as follows:

Those who voted in the affirmative were:

Anderson, I.	Gray	Kahn	McCollum	Otremba	Solberg
Bakk	Greenfield	Kalis	Milbert	Paymar	Tomassoni
Biernat	Hasskamp	Kelliher	Mullery	Peterson	Trimble
Chaudhary	Hausman	Krinkie	Munger	Pugh	Tunheim
Clark, K.	Hilty	Lieder	Murphy	Rukavina	Wagenius
Dawkins	Jaros	Mahoney	Opatz	Schumacher	Wejzman
Dorn	Johnson	Mariani	Orfield	Skoe	Winter
Entenza	Juhnke	Marko	Osthoff	Skoglund	

Those who voted in the negative were:

Abeler	Dorman	Holberg	Luther	Reuter	Van Dellen
Abrams	Erhardt	Holsten	Mares	Rhodes	Vandever
Bishop	Erickson	Howes	McElroy	Rifenberg	Wenzel
Boudreau	Finseth	Huntley	McGuire	Rostberg	Westerberg
Bradley	Folliard	Jennings	Molnau	Seagren	Westfall
Broecker	Fuller	Kielkucki	Mulder	Seifert, J.	Westrom
Buesgens	Gerlach	Knoblach	Ness	Seifert, M.	Wilkin
Carlson	Gleason	Koskinen	Nornes	Smith	Wolf
Carruthers	Goodno	Kuisle	Olson	Stanek	Workman
Cassell	Greiling	Larsen, P.	Osskopp	Stang	Spk. Sviggum
Clark, J.	Gunther	Larson, D.	Ozment	Storm	
Daggett	Haake	Leighton	Paulsen	Swenson	
Davids	Haas	Lenczewski	Pawlenty	Sykora	
Dehler	Hackbarth	Leppik	Pelowski	Tingelstad	
Dempsey	Harder	Lindner	Rest	Tuma	

The motion did not prevail and the amendment was not adopted.

Davids was excused for the remainder of today's session.

### CALL OF THE HOUSE

On the motion of Skoglund and on the demand of 10 members, a call of the House was ordered. The following members answered to their names:

Abeler	Entenza	Howes	Mares	Pawlenty	Sykora
Abrams	Erhardt	Huntley	Mariani	Paymar	Tingelstad
Anderson, I.	Erickson	Jennings	Marko	Pelowski	Tomassoni
Bakk	Finseth	Johnson	McCollum	Peterson	Trimble
Biernat	Folliard	Juhnke	McElroy	Pugh	Tunheim
Bishop	Fuller	Kahn	McGuire	Rest	Van Dellen
Boudreau	Gerlach	Kalis	Milbert	Reuter	Vanderveer
Bradley	Gleason	Kelliher	Molnau	Rhodes	Wagenius
Broecker	Goodno	Kielkucki	Mulder	Rifenberg	Wejcmán
Buesgens	Gray	Knoblach	Mullery	Rostberg	Wenzel
Carlson	Greenfield	Koskinen	Munger	Schumacher	Westerberg
Carruthers	Greiling	Krinkie	Murphy	Seagren	Westfall
Cassell	Gunther	Kuisle	Ness	Seifert, J.	Westrom
Chaudhary	Haake	Larsen, P.	Nornes	Seifert, M.	Wilkin
Clark, J.	Haas	Larson, D.	Olson	Skoe	Winter
Clark, K.	Hackbarth	Leighton	Opatz	Skoglund	Wolf
Daggett	Harder	Lenczewski	Orfield	Smith	Workman
Dawkins	Hasskamp	Leppik	Osskopp	Solberg	Spk. Sviggum
Dehler	Hausman	Lieder	Osthoff	Stanek	
Dempsey	Hilty	Lindner	Otremba	Stang	
Dorman	Holberg	Luther	Ozment	Storm	
Dorn	Holsten	Mahoney	Paulsen	Swenson	

Pawlenty moved that further proceedings of the roll call be suspended and that the Sergeant at Arms be instructed to bring in the absentees. The motion prevailed and it was so ordered.

Biernat, Wagenius, Orfield and Skoglund moved to amend H. F. No. 133 as follows:

Page 1, delete lines 6 to 11 and insert:

"Section 1. Laws 1993, chapter 260, section 1, is amended to read:

Section 1. [CITY OF MINNEAPOLIS; RESIDENCY REQUIREMENTS.]

Notwithstanding Minnesota Statutes, section 415.16, or provision of other law, home rule charter, ordinance, resolution or rule to the contrary, the city of Minneapolis may require residency within the city's territorial limits as a condition of employment by the city. The residency requirement may apply only to persons hired after the date the requirement is imposed. This section applies only if individuals or collective bargaining units negotiate and accept residency requirements.

Sec. 2. Laws 1993, chapter 260, section 2, is amended to read:

Sec. 2. [SPECIAL SCHOOL DISTRICT NO. 1; RESIDENCY REQUIREMENTS.]

Notwithstanding Minnesota Statutes, section 415.16, or provision of other law, home rule charter, ordinance, resolution or rule to the contrary, special school district No. 1 may require residency within the school district's territorial limits as a condition of employment by the school district. The residency requirement may apply only to persons hired after the date the requirement is imposed. This section applies only if individuals or collective bargaining units negotiate and accept residency requirements.

Sec. 3. Laws 1993, chapter 260, section 3, is amended to read:

Sec. 3. [CITY LIBRARY BOARD; RESIDENCY REQUIREMENTS.]

Notwithstanding Minnesota Statutes, section 415.16, or provision of other law, home rule charter, ordinance, resolution or rule to the contrary, the library board of the city of Minneapolis may require residency within the territorial limits of the city of Minneapolis as a condition of employment by the board. The residency requirement may apply only to persons hired after the date the requirement is imposed. This section applies only if individuals or collective bargaining units negotiate and accept residency requirements.

Sec 4. Laws 1993, chapter 260, section 4, is amended to read:

Sec. 4. [CITY PARK AND RECREATION BOARD; RESIDENCY REQUIREMENTS.]

Notwithstanding Minnesota Statutes, section 415.16, or provision of other law, home rule charter, ordinance, resolution or rule to the contrary, the parks and recreation board of the city of Minneapolis may require residency within the territorial limits of the city of Minneapolis as a condition of employment by the board. The residency requirement may apply only to persons hired after the date the requirement is imposed. This section applies only if individuals or collective bargaining units negotiate and accept residency requirements.

Sec. 5. [EFFECTIVE DATE.]

Sections 1 to 4 are effective the day following final enactment."

Amend the title accordingly

A roll call was requested and properly seconded.

The question was taken on the Biernat et al amendment and the roll was called. There were 41 yeas and 90 nays as follows:

Those who voted in the affirmative were:

Anderson, I.	Gray	Juhnke	Marko	Paymar	Tomassoni
Bakk	Greenfield	Kahn	McCollum	Peterson	Trimble
Biernat	Hasskamp	Kalis	Mullery	Rukavina	Tunheim
Chaudhary	Hausman	Kelliher	Munger	Schumacher	Wagenius
Clark, K.	Hilty	Lieder	Orfield	Skoe	Wejzman
Dawkins	Jaros	Mahoney	Osthoff	Skoglund	Winter
Dorn	Johnson	Mariani	Otremba	Solberg	

Those who voted in the negative were:

Abeler	Clark, J.	Fuller	Holberg	Larsen, P.	Milbert
Abrams	Daggett	Gerlach	Holsten	Larson, D.	Molnau
Bishop	Dehler	Gleason	Howes	Leighton	Mulder
Boudreau	Dempsey	Goodno	Huntley	Lenczewski	Murphy
Bradley	Dorman	Greiling	Jennings	Leppik	Ness
Broecker	Entenza	Gunther	Kielkucki	Lindner	Nornes
Buesgens	Erhardt	Haake	Knoblach	Luther	Olson
Carlson	Erickson	Haas	Koskinen	Mares	Opatz
Carruthers	Finseth	Hackbarth	Krinkie	McElroy	Osskopp
Cassell	Folliard	Harder	Kuisle	McGuire	Ozment

Paulsen	Reuter	Seifert, J.	Storm	Van Dellen	Westrom
Pawlenty	Rhodes	Seifert, M.	Swenson	Vandever	Wilkin
Pelowski	Rifenberg	Smith	Sykora	Wenzel	Wolf
Pugh	Rostberg	Stanek	Tingelstad	Westerberg	Workman
Rest	Seagren	Stang	Tuma	Westfall	Spk. Sviggum

The motion did not prevail and the amendment was not adopted.

#### CALL OF THE HOUSE LIFTED

Tuma moved that the call of the House be suspended. The motion prevailed and it was so ordered.

H. F. No. 133, A bill for an act relating to local government; repealing authority for certain local residency requirements; repealing Laws 1993, chapter 260; and Laws 1994, chapter 570.

The bill was read for the third time and placed upon its final passage.

The question was taken on the passage of the bill and the roll was called. There were 94 yeas and 37 nays as follows:

Those who voted in the affirmative were:

Abeler	Entenza	Holberg	Mares	Pawlenty	Swenson
Abrams	Erhardt	Holsten	Marko	Pelowski	Sykora
Bishop	Erickson	Howes	McCollum	Pugh	Tingelstad
Boudreau	Finseth	Huntley	McElroy	Rest	Tuma
Bradley	Folliard	Jennings	McGuire	Reuter	Van Dellen
Broecker	Fuller	Kielkucki	Milbert	Rhodes	Vandever
Buesgens	Gerlach	Knoblach	Molnau	Rifenberg	Wenzel
Carlson	Gleason	Koskinen	Mulder	Rostberg	Westerberg
Carruthers	Goodno	Kuisle	Murphy	Schumacher	Westfall
Cassell	Greiling	Larsen, P.	Ness	Seagren	Westrom
Chaudhary	Gunther	Larsen, D.	Nornes	Seifert, J.	Wilkin
Clark, J.	Haake	Leighton	Olson	Seifert, M.	Wolf
Daggett	Haas	Lenczewski	Opatz	Smith	Workman
Dehler	Hackbarth	Leppik	Osskopp	Stanek	Spk. Sviggum
Dempsey	Harder	Lindner	Ozment	Stang	
Dorman	Hausman	Luther	Paulsen	Storm	

Those who voted in the negative were:

Anderson, I.	Greenfield	Kalis	Munger	Skoe	Wejzman
Bakk	Hasskamp	Kelliher	Orfield	Skoglund	Winter
Biernat	Hilty	Krinkie	Osthoff	Solberg	
Clark, K.	Jaros	Lieder	Otremba	Tomassoni	
Dawkins	Johnson	Mahoney	Paymar	Trimble	
Dorn	Juhnke	Mariani	Peterson	Tunheim	
Gray	Kahn	Mullery	Rukavina	Wagenius	

The bill was passed and its title agreed to.

**MOTIONS AND RESOLUTIONS**

Lindner moved that his name be stricken as an author on H. F. No. 15. The motion prevailed.

Haas moved that the name of Abeler be stricken as an author on H. F. No. 35. The motion prevailed.

Milbert moved that the name of Murphy be added as an author on H. F. No. 88. The motion prevailed.

Pawlenty moved that the name of Paulsen be added as an author on H. F. No. 108. The motion prevailed.

Pawlenty moved that the name of Paulsen be added as an author on H. F. No. 109. The motion prevailed.

Stanek moved that the name of Westerberg be added as an author on H. F. No. 114. The motion prevailed.

Erhardt moved that the name of Abeler be added as an author on H. F. No. 163. The motion prevailed.

Kielkucki moved that the names of Erickson, Dempsey, Rifenberg and Winter be added as authors on H. F. No. 179. The motion prevailed.

Carruthers moved that the name of Luther be added as an author on H. F. No. 198. The motion prevailed.

Milbert moved that the name of Murphy be added as an author on H. F. No. 200. The motion prevailed.

Entenza moved that the name of Rest be added as an author on H. F. No. 204. The motion prevailed.

Greiling moved that the name of Skoglund be added as an author on H. F. No. 213. The motion prevailed.

Wagenius moved that the name of Kelliher be added as an author on H. F. No. 219. The motion prevailed.

Solberg moved that the name of Murphy be added as an author on H. F. No. 221. The motion prevailed.

Olson moved that the names of Kielkucki, Ness, Schumacher, Molnau and Milbert be added as authors on H. F. No. 222. The motion prevailed.

Leppik moved that the name of Rest be added as an author on H. F. No. 223. The motion prevailed.

Stanek moved that the name of Luther be added as an author on H. F. No. 238. The motion prevailed.

Dawkins moved that the name of Greiling be added as an author on H. F. No. 241. The motion prevailed.

**ADJOURNMENT**

Pawlenty moved that when the House adjourns today it adjourn until 9:30 a.m., Wednesday, January 27, 1999. The motion prevailed.

Pawlenty moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 9:30 a.m., Wednesday, January 27, 1999.

EDWARD A. BURDICK, Chief Clerk, House of Representatives